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November 26, 2008

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUBJECT: Applicant: Mark A. Nicholson
 Serial No.: 10/585,287
 I.A. Filing Date: January 20, 2005
 For: A HEATING UNIT FOR HEATING A PATIO
 Docket No.: GJ-282J

Dear Sir:

In response to the NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) mailed October 3, 2008 (copy enclosed), enclosed is the applicant's Combined Declaration and Power of Attorney. Also enclosed is a check in the amount of \$65.00 for the surcharge under 37 CFR 1.492(h).

If for any reason this RESPONSE is found to be incomplete, or if at any time it appears that a telephone conference with counsel would help advance prosecution, please telephone the undersigned or his associates, collect in Waltham, Massachusetts at (781) 890-5678.

In addition, pursuant to Rule 1.136(a)(3), the Office is hereby authorized to treat any future reply requiring an extension of time as incorporating a request therefore. Also, any request or Petition for an Extension of Time, notwithstanding an inadvertent reference in the Petition to a shorter period of time, is to be treated as requesting the appropriate length of time.

If any payment during prosecution is found to be incorrect, please charge any deficiency or credit any overpayment to my Deposit Account No. 09-0002. A copy of this letter is enclosed for use by the Finance Branch in the event that it is necessary to make any charge or credit to my deposit account.

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Commissioner for Patents

November 26, 2008

Page 2

Kindly acknowledge receipt of the foregoing by returning the enclosed self-addressed postcard.

Sincerely,



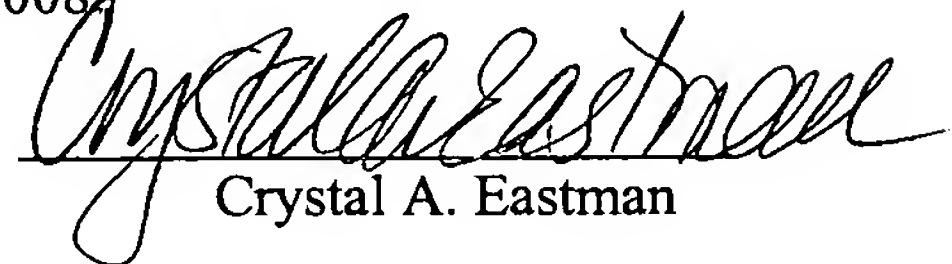
Thomas E. Thompson, Jr.

Reg. No. 47,136

TET/cae
Enclosures

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as first-class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on November 26, 2008.


Crystal A. Eastman

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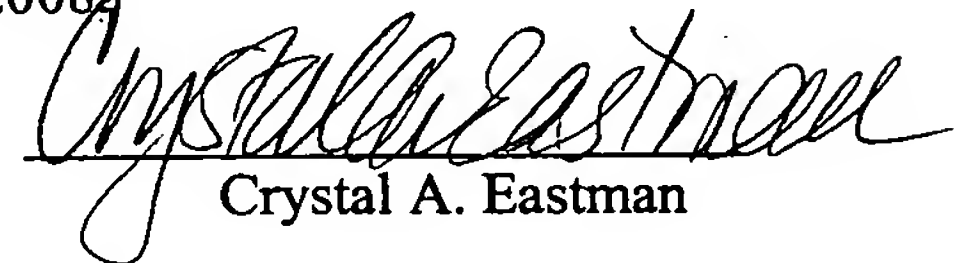


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Crystal A. Eastman



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/585,287	Mark A Nicholson	GJ-282J

Jason D. Shanske
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INTERNATIONAL APPLICATION NO.

PCT/GB2005/000177

I.A. FILING DATE	PRIORITY DATE
01/20/2005	01/23/2004

REGISTERED
OCT -6 2008

CONFIRMATION NO. 2254
371 FORMALITIES LETTER

IANDIORIO & TESKA



OC000000032386073

Date Mailed: 10/03/2008

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- Indication of Small Entity Status
- Priority Document
- Copy of the International Application filed on 07/06/2006
- Copy of the International Search Report filed on 07/06/2006
- Preliminary Amendments filed on 07/06/2006
- Information Disclosure Statements filed on 07/06/2006
- Oath or Declaration filed on 07/06/2006
- Request for Immediate Examination filed on 07/06/2006
- U.S. Basic National Fees filed on 07/06/2006
- Priority Documents filed on 07/06/2006
- Specification filed on 07/06/2006
- Claims filed on 07/06/2006
- Abstracts filed on 07/06/2006
- Drawings filed on 07/06/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
 - decl., filed under 4.17 didn't identify appl.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.

<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebs>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

VONDA M WALLACE

Telephone: (703) 308-9140 EXT 225